

**UNITED STATES DISTRICT COURT  
EASTERN DISTRICT OF LOUISIANA**

**INDICTMENT FOR VIOLATIONS OF THE  
FEDERAL CONTROLLED SUBSTANCES ACT**

<b>UNITED STATES OF AMERICA</b>	*	<b>CRIMINAL NO.</b>
<b>v.</b>	*	<b>SECTION:</b>
<b>ELLIOT RANDOLPH</b>	*	<b>VIOLATION: 21 USC § 841(a)(1)</b>
	*	<b>21 USC § 843(b)</b>
	*	<b>21 USC § 846</b>
*	*	*

The Grand Jury charges that:

**COUNT 1**

Beginning at a time unknown, but prior to June 2005 and continuing until on or about May 18, 2006, in the Eastern District of Louisiana and elsewhere, the defendant, **ELLIOT RANDOLPH**, did knowingly and intentionally combine, conspire, confederate, and agree with other persons known and unknown to the Grand Jury, to possess with the intent to distribute 500 grams or more of cocaine hydrochloride, a Schedule II narcotic drug controlled substance, in violation of Title 21, United States Code, Sections 841(a)(1) and 841(b)(1)(B); all in violation of Title 21, United States Code, Section 846.

### **COUNT 2**

\_\_\_\_\_ On or about February 23, 2006, in the Eastern District of Louisiana, the defendant, **ELLIOT RANDOLPH** did knowingly and intentionally use a communications facility, to wit, a telephone, in committing, causing and facilitating the commission of a violation of Title 21, United States Code, Sections 841(a)(1) and 846, that is, conspiracy to possess with the intent to distribute cocaine hydrochloride, a Schedule II narcotic drug controlled substance; all in violation of Title 21, United States Code, Section 843(b).

### **COUNT 3**

\_\_\_\_\_ On or about February 27, 2006, in the Eastern District of Louisiana, the defendant, **ELLIOT RANDOLPH** did knowingly and intentionally use a communications facility, to wit, a telephone, in committing, causing and facilitating the commission of a violation of Title 21, United States Code, Sections 841(a)(1) and 846, that is, conspiracy to possess with the intent to distribute cocaine hydrochloride, a Schedule II narcotic drug controlled substance; all in violation of Title 21, United States Code, Section 843(b).

### **COUNT 4**

\_\_\_\_\_ On or about February 28, 2006, in the Eastern District of Louisiana, the defendant, **ELLIOT RANDOLPH** did knowingly and intentionally use a communications facility, to wit, a telephone, in committing, causing and facilitating the commission of a violation of Title 21, United States Code, Sections 841(a)(1) and 846, that is, conspiracy to possess with the intent to distribute cocaine hydrochloride, a Schedule II narcotic drug controlled substance; all in violation of Title 21, United States Code, Section 843(b).

### **COUNT 5**

\_\_\_\_\_ On or about March 1, 2006, in the Eastern District of Louisiana, the defendant, **ELLIOT RANDOLPH** did knowingly and intentionally use a communications facility, to wit, a telephone, in committing, causing and facilitating the commission of a violation of Title 21, United States Code, Sections 841(a)(1) and 846, that is, conspiracy to possess with the intent to distribute cocaine hydrochloride, a Schedule II narcotic drug controlled substance; all in violation of Title 21, United States Code, Section 843(b).

### **NOTICE OF FORFEITURE**

1. The allegations of Counts 1 through 5 of this indictment are alleged and incorporated by reference as though set forth fully herein for the purpose of alleging forfeiture to the United States of America pursuant to the provisions of Title 21, United States Code, Section 853.

2. As a result of the offenses alleged in Counts 1 through 5, the defendant, **ELLIOT RANDOLPH**, shall forfeit to the United States pursuant to Title 21, United States Code, Section 853, any and all property constituting or derived from any proceeds the defendant obtained directly or indirectly as a result of the said violations and any and all property used or intended to be used in any manner or part to commit and to facilitate the commission of the violations alleged in Counts 1 through 5 of this indictment.

3. If any of the above-described forfeitable property, as a result of any act or omission of the defendants.

- a. cannot be located upon the exercise of due diligence;
- b. has been transferred or sold to, or deposited with, a third person;

- c. has been placed beyond jurisdiction of the Court;
- d. has been substantially diminished in value; or
- e. has been commingled with other property, which cannot be subdivided without difficulty;

it is the intent of the United States, pursuant to Title 21, United States Code, Section 853(p), to seek forfeiture of any other property of said defendant up to the value of the above-forfeitable property.

All in violation of Title 21, United States Code, Section 853.

A TRUE BILL:

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F O R E P E R S O N

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New Orleans, Louisiana  
May 30 , 2008